

### **Amendments to the Drawings:**

The attached drawing sheets include changes to Fig. 66 and Fig. 67. The attached sheets replace the original sheets corresponding to Fig. 66 and Fig. 67. Newly amended Figs. 66 and 67 incorporate the legend --Prior Art-- in accordance with MPEP § 608.02(g).

Attachment: Replacement Sheet (Figs. 66 and 67)  
Annotated Sheet Showing Changes (Figs. 66 and 67)

## REMARKS

Claims 1, 2, 8 and 9 have been amended. Claims 15-30 have been canceled. New claims 31-46 have been added. New claim 35 is similar to previous claim 27, which was considered to be allowable if rewritten in independent form to include all of the limitations of the base claim. Support for the amendments can at least be found in the present application in the original claims, and on p. 9, lines 15-19; p. 15, lines 24-30; p. 19, line 10 to p. 20, line 2. Claims 1-14 and 31-46 are pending.

### Information Disclosure Statements

Applicants await confirmation that all Information Disclosure Statements and their submitted references have been considered. Applicants submitted the following seven Information Disclosure Statements in connection with the present application.

Applicants' postcard receipts document that the following Information Disclosure Statements were received by OIPE on the following dates:

1. Original IDS, December 4, 2000 (References A1-A266).
2. First Supplemental Information Disclosure Statement, March 22, 2001 (Reference B1)
3. Second Supplemental Information Disclosure Statement, April 26, 2001 (References C1-C6).
4. Third Supplemental Information Disclosure Statement, May 25, 2001 (References D1, D2)
5. Fourth Supplemental Information Disclosure Statement, October 12, 2001 (References E1-E27).
6. Fifth Supplemental Information Disclosure Statement, April 3, 2002 (References F1-F11)
7. Sixth Supplemental Information Disclosure Statement, May 30, 2002 (References G1-G4)

The most recent Office Action mailed 10/05/05 did not enclose signed PTO-1449 copies from any previously submitted Information Disclosure Statements. The earlier Office Action mailed 5/16/05 only included signed PTO-1449 copies corresponding to the original IDS, dated 12/04/00 (refs. A1-A266).

Three of the above Information Disclosure Statements appear to have been entered into the USPTO's PAIR system (Original IDS, 12/04/00; 5<sup>th</sup> Suppl. IDS, 4/03/02; and 6<sup>th</sup> Suppl. IDS, 5/30/02). Applicants respectfully request consideration and confirmation that all the submitted references have been considered. For the convenience of the Examiner, Applicants submit herewith duplicate copies of the six Supplemental Information Disclosure Statements that were previously submitted.

### Drawings

Applicants submit herewith corrected Figure 66 and Figure 67 drawings in compliance with 37 CFR 1.121(d) and 37 CFR 1.84(c).

### **35 U.S.C. § 112, Second Paragraph Claim Rejections**

Claims 16-25 were rejected under 35 U.S.C. 112, second paragraph as being indefinite in their recitation of the term "associated" in claim 16 and for being unclear about the extent to which the first portion of the wipes is inside the dispenser and the second portion of the wipes is outside the dispenser at one time. Applicants' cancellation of claims 16-25 renders the rejection as moot.

### **35 U.S.C. § 102 Claim Rejections**

#### **Haines (US 6,158,614)**

Claims 1-3, 5, 6, 8-10, 12-18, 20-22, 24-26, 28 and 30 were rejected under 35 U.S.C. 102(e) as being anticipated by Haines et al. (US 6,158,614). Cancellation of claims 15-30 renders moot the rejection against claims 15-18, 20-22, 24-26, 28 and 30. Haines discloses a system for dispensing wet wipes from a coreless log. The Office Action argues that Haines discloses wipes comprising a contained agent, wherein the agent is contained within the dispenser and further argues that the wiper blade exerts pressure on the wipes sufficient to moisten the wipes.

"A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference."

*Verdegaal Bros. V. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). MPEP 2131.

Applicants submit that amendment of claim 1 overcomes the rejection against claims 1-3, 5 and 6. Newly amended claim 1 recites a dispensing system for wipes, including a dispenser with a gap, a wiper blade extending across the gap, and a wipe encapsulating a contained agent within the wipe wherein the wiper blade is configured to exert pressure on the wipe sufficient to rupture or release the contained agent from within the wipe when the wipe is pulled through the gap.

Haines does not disclose a dispensing system for a wipe encapsulating a contained agent within, nor does Haines disclose a wiper blade configured to exert pressure on the wipes sufficient to rupture or release a contained agent from within a wipe when the wipes are pulled through the gap. Because Haines does not disclose each and every limitation set forth in claim 1, Haines does not anticipate claims 1-3, 5 and 6.

Applicants further submit that amendment of claim 8 overcomes the rejection against claims 8-10 and 12-14. Newly amended claim 8 recites a method of dispensing a wipe from a dispenser comprising pulling a wipe from a dispenser, the wipe encapsulating a contained agent within the wipe, wherein the pulling results in the dispenser exerting a force on the wipe such that the contained agent is ruptured or released from within the wipe. Haines does not disclose wipes encapsulating a contained agent within, nor does Haines disclose any process in which pulling a wipe from the dispenser exerts a force on the wipe sufficient to rupture or release a contained agent encapsulated within the wipe. Because Haines does not disclose each and every limitation set forth in claim 8, Haines does not anticipate claims 8-10 and 12-14.

### 35 U.S.C. § 103 Claim Rejections

#### **Haines (US 6,158,614) in view of Marino (US 5,897,074)**

Claims 7 and 23 were rejected under 35 U.S.C. 103(a) as being unpatentable over Haines et al. in view of Marino (US 5,897,074). Cancellation of claim 23 renders moot the rejection against claim 23.

To support a *prima facie* case for obviousness, all the claim limitations must be taught or suggested by the prior art. *In re Royka*, 490 F.2d 981, 180 USPQ 580 (CCPA 1974). MPEP 2143.03. Claim 7 presently depends from newly amended claim 1. Neither of Haines or Marino discloses or suggests each and every limitation in base claim 1 from which claim 7 depends, either individually or in combination. In particular, neither reference discloses a dispensing system for a wipe encapsulating a contained agent within, nor do they disclose a wiper blade configured to exert pressure on the wipes sufficient to rupture or release a contained agent from within a wipe when the wipes are pulled through the gap. Accordingly, Applicants respectfully request withdrawal of the rejection against claim 7.

### **Haines (US 6,158,614) in view of Rivera (US 6,537,631)**

Claims 4, 11 and 19 were rejected under 35 U.S.C. 103(a) as being unpatentable over Haines et al. in view of Rivera (US 6,537,631). Cancellation of claim 19 renders moot the rejection against claim 19. Neither Haines nor Rivera discloses or suggests each and every limitation in base claim 1 from which claims 4 and 11 depend, either individually or in combination. In particular, neither reference discloses a dispensing system for a wipe encapsulating a contained agent within, nor do they disclose a wiper blade configured to exert pressure on the wipes sufficient to rupture or release a contained agent from within a wipe when the wipes are pulled through the gap. Accordingly, Applicants respectfully request withdrawal of the rejection against claims 4 and 11.

### **New claims 31-46**

New claims 31-34 depend from newly amended claim 1 and are distinguished from the prior art of record for the above described reasons.

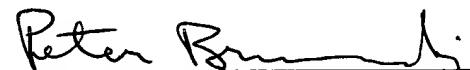
Applicants gratefully acknowledge the Examiner's indication that claims 27 and 29 are allowable if rewritten in independent form including all of the limitations in the claims from which they depend. New independent claim 35 and new dependent claim 36 are similar to previous claim 27 and 29, respectively, and have been rewritten in independent form to include all of the limitations from the previous base claim.

Accordingly, Applicants submit that claim 35 and claims 36-46 depending therefrom are similarly allowable.

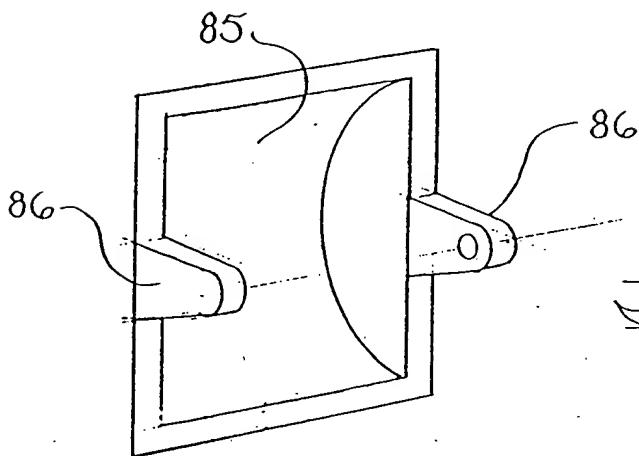
### Conclusion

Applicants respectfully submit that all of the pending claims are in condition for allowance and seek an allowance thereof. If for any reason the Examiner is unable to allow the application in the next Office Action and believes that a telephone interview would be helpful to resolve any remaining issues, he is respectfully requested to contact the undersigned agent.

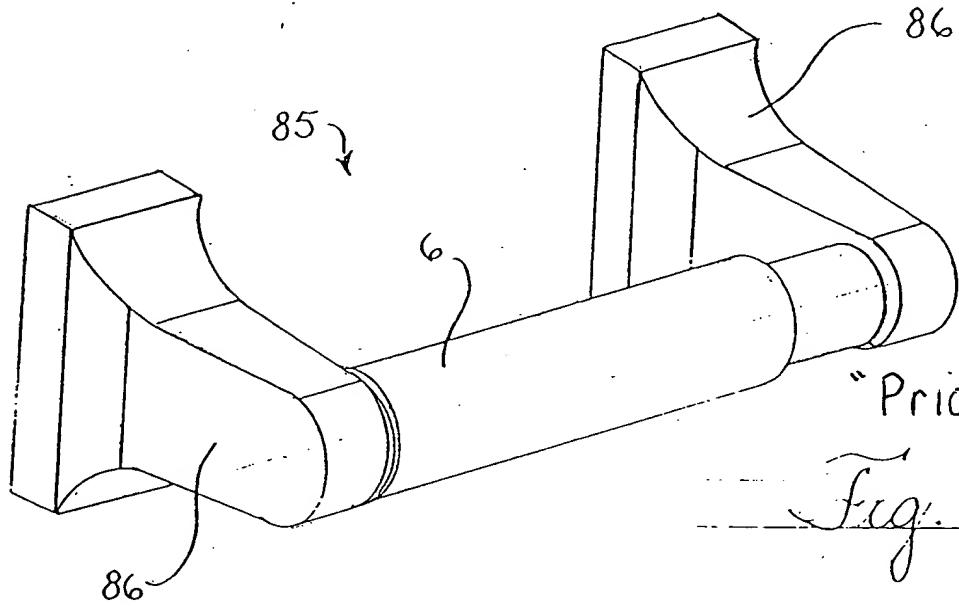
Respectfully submitted,

  
Peter Brunovskis  
Registration No. 52,441  
Agent for Applicants

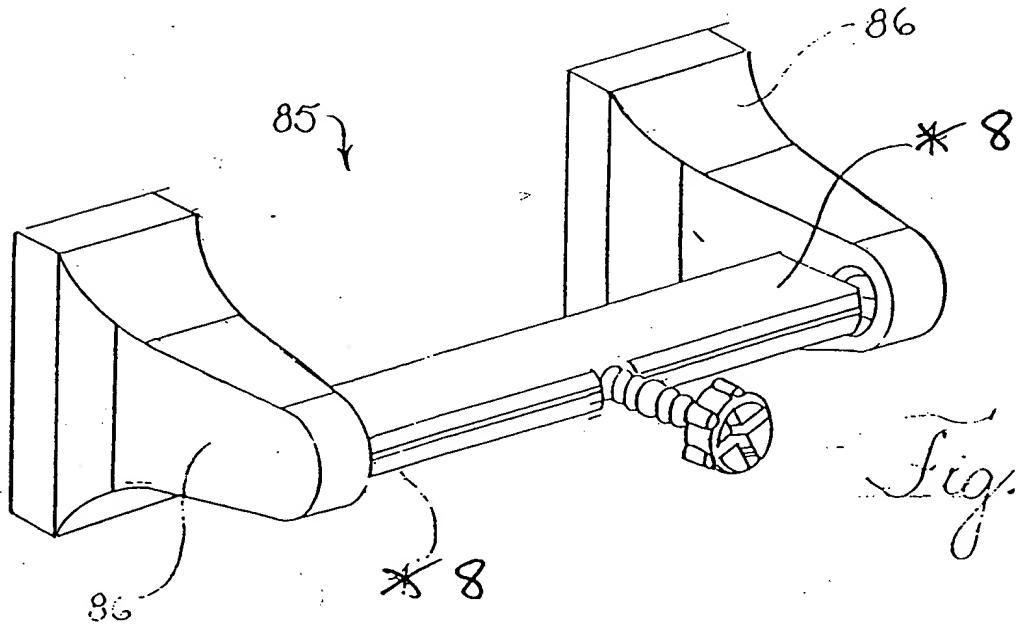
BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200



"Prior Art" added  
Fig. ~~65~~ 66



"Prior Art" added  
Fig. ~~65~~ 67



"Prior Art" added  
Fig. ~~65~~ 68